

**AGREEMENT AND RELEASE BY GLO ABANDONMENT PARCEL LENDER, TENANT OR  
OTHER INTEREST HOLDER**

As an inducement to the City of Scottsdale to approve abandonment resolution No. \_\_\_\_\_, the undersigned lender, tenant, or holder of another interest in the land across which the general land office (GLO) easement passes ("Interest Holder") hereby makes certain acknowledgements, warranties and agreements (collectively, the "Assurances") in favor of City as follows:

1. Interest Holder acknowledges that:
  - a. Some or all of the right-of-way covered by the resolution is an easement created by a federal General Land Office (GLO) patent reservation.
  - b. The City of Scottsdale's intent by the resolution is to abandon only the City of Scottsdale's specified interests in the land.
  - c. Other persons or entities may claim that the resolution does not completely extinguish the General Land Office (GLO) easement or may claim rights for themselves or others to use the land for various purposes and/or to prevent any improvement or use of the land that is affected by the resolution.
2. Interest Holder agrees that:
  - a. Interest Holder shall be entirely at Interest Holder's own risk as to any damages, delays, loss, difficulties, injury or other harm of any nature that Interest Holder or any third party may now or hereafter suffer due to the existence or abandonment of the easement or due to the resolution or the issues recited above. Interest Holder completely, unconditionally and irrevocably releases the City of Scottsdale from any and all legal or other responsibility for any such harm.
  - b. All of the Assurances run with the land in favor of the City of Scottsdale upon the right-of-way covered by the resolution and upon the land adjoining such right-of-way in which Interest Holder holds its interest.
  - c. The City of Scottsdale would not have approved the resolution without the Assurances.
3. Interest Holder makes the Assurances on behalf of Interest Holder and Interest Holder's heirs, successors and assigns, and the Assurances are binding upon all of them.

Interest Holder: \_\_\_\_\_

by \_\_\_\_\_

Its \_\_\_\_\_

STATE OF ARIZONA    )  
                                          ) ss.  
County of Maricopa    )

Subscribed, sworn to and acknowledged before me by \_\_\_\_\_  
this \_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission Expires:

\_\_\_\_\_